

Attorney's Docket No. 8867-8C



#8

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Fenderson et al.
Appl. No.: 08/911,926
Filed: August 15, 1997
For: HERBICIDAL COMPOSITIONS

Group Unit: 1616
Examiner: S. Mark Clardy

February 3, 1999

Assistant Commissioner for Patents
Box CPA
Washington, DC 20231

99 FEB -8 PM 2:00
GROUP 160

PRELIMINARY AMENDMENT

Dear Sir:

Please consider the application in view of the following remarks.

REMARKS

Applicants submit concurrently herewith a Continued Prosecution Application (CPA) as a response to the Official Action mailed August 4, 1998. The Official Action states that the data provided in Example 4 for the combination of dimethenamid, sulcotrione and atrazine was insufficient to demonstrate the potentiating effect of dimethenamid on sulcotrione because the information provided was incomplete. Applicants have attempted to locate the additional data needed to support this claim but have been unable to find this data. Therefore, Applicants are now conducting additional greenhouse tests to support the claim of synergistic results for the combination of dimethenamid and triketone or dione herbicides. However, these tests have yet to be completed as of the date of this Preliminary Amendment. Nevertheless, Applicants expect that the tests for the combination of dimethenamid and triketone or dione herbicides should be completed within three to four weeks from the date of this amendment. Once these tests are completed, Applicants plan to promptly submit a Preliminary Amendment demonstrating the results of these tests. In the meantime, Applicants request that the Examiner suspend this case ,